

ADVISORY OPINION 2000-004

Any advisory opinion rendered by the registry under subsection (1) or (2) of this section may be relied upon only by the person or committee involved in the specific transaction or activity with respect to which the advisory opinion is rendered. KRS 121.135(4).

June 9, 2000

Mr. John Chilton
Vote Yes for Unity
C/O Chilton & Medley PLC
1100 Starks Building
Louisville, Kentucky 40202

Dear Mr. Chilton:

This is in reference to your May 9, 2000 letter requesting an advisory opinion regarding the application of KRS 121.150(6) against political issues committees. Vote Yes for Unity is a registered political issues committee organized to support the Louisville and Jefferson County merger ballot initiative. Specifically, you ask:

Does the Kentucky Registry of Election Finance enforce the \$1,000 contribution limit in KRS 121.150(6) against political issues committees?

KRS 121.150(6) prohibits a candidate, campaign committee or political issues committee from accepting more than \$1,000 per person per election. As you correctly state in your letter, in KREF Advisory Opinion 1998-011 that KRS 121.150(6), the Registry opined that this contribution limit is unenforceable against political issues committees under Citizens Against Rent Control v. Berkley, 454 U.S. 290 (1981).

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Therefore, based on the legal analysis expressed in KREF Advisory Opinion 1998-011, the contribution limit under KRS 121.150(6) is not enforceable against Vote Yes for Kentucky, a political issues committee.

This opinion reflects the Registry's consideration of the specific transactions posed by your letter. If you have any additional questions, please do not hesitate to contact the Registry staff.

Sincerely,

Rosemary F. Center
General Counsel

RFC/jh

Cc: Registry Board Members
Sarah M. Jackson, Executive Director